

### **ORDER OF TAKING**

The undersigned, being the duly elected and sitting members of the City Council of the City of Northampton, in the Commonwealth of Massachusetts, acting under the authority of and in accordance with the provisions of General Laws of the Commonwealth, as from time to time amended, and more particularly Chapter 79, and pursuant to the Order of the Northampton City Council, a true copy of which is attached hereto, does hereby take a perpetual easement for and on behalf of the Inhabitants of the City of Northampton over the parcels referenced below. The purpose of the taking hereunder is the laying out, establishing and accepting of a public way in and for the City of Northampton in accordance with Mass. Gen Laws ch. 82, and Northampton Code of Ordinances, § 285-31, et seq.

The parcels hereby taken are shown as "Service Center" on a plan entitled, "Plan of Land in Northampton, Massachusetts, Hampshire County, Surveyed for the City of Northampton," dated January 29, 2014, to be recorded herewith. The parcels are more particularly bounded and described as set forth on Exhibit A, attached hereto.

No damages shall be payable as a result of this taking and no betterment shall be assessed as a result of the laying out and acceptance of the public way herein.

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IN WITNESS WHEREOF, We, the City Council of the City of Northampton, have executed this Order of Taking this            day of            , 2014.

WITNESS TO ALL:

CITY COUNCIL, CITY OF NORTHAMPTON, MA

\_\_\_\_\_  
William H. Dwight  
AT-LARGE COUNCILOR

\_\_\_\_\_  
Jesse M. Adams  
AT-LARGE COUNCILOR

\_\_\_\_\_  
Maureen T. Carney  
WARD 1 COUNCILOR

\_\_\_\_\_  
Paul D. Spector  
WARD 2 COUNCILOR

\_\_\_\_\_  
Ryan R. O'Donnell  
WARD 3 COUNCILOR

\_\_\_\_\_  
Gina-Louise Sciarra  
WARD 4 COUNCILOR

\_\_\_\_\_  
David A. Murphy  
WARD 5 COUNCILOR

\_\_\_\_\_  
Marianne L. LaBarge  
WARD 6 COUNCILOR

\_\_\_\_\_  
Alisa Klein  
WARD 7 COUNCILOR

CERTIFICATE OF THE CLERK  
CITY COUNCIL, CITY OF NORTHAMPTON, MA

I, Pamela L. Powers, the Clerk of the City Council of the City of Northampton, MA, hereby certify that the attached Order of Taking of certain easements located in Northampton, Hampshire County, Massachusetts, was executed on            2014, by William H. Dwight, Jesse M. Adams, Maureen T. Carney, Paul D. Spector, Ryan R. O'Donnell, Gina-Louise Sciarra, David A. Murphy, Marianne L. LaBarge, and Alisa Klein, who as of that day, were and are the duly elected members of the City Council of the City of Northampton, MA.

Signed this            day of            , 2014.

\_\_\_\_\_  
Pamela L. Powers  
Clerk to City Council  
City of Northampton, Massachusetts

## EXHIBIT A

Beginning at a point to be marked by a concrete bound found, said point marks the northeasterly corner of a parcel, now or formerly Jeffrey A. Dan & Tala R. Elia as described in a deed recorded in Book 10201 Page 242 of the Hampshire Registry District, said point being located on the westerly line of Pleasant Street, said point being an easterly corner of the parcel herein described, thence;

N 88°13'52" W along said Dan & Elia a distance of 54.73 feet, to a point, said point marks the northeasterly corner of a parcel, now or formerly Perry Smith as described in a deed recorded in Book 5322 Page 89, thence;

N 78°42'44" W along said Smith, a distance of 91.16 feet, to a point to be marked by concrete bound found, thence;

S 36°31'30" W along said Smith, and land now or formerly 36 Service Center Condominium Trust as described in master deed recorded in Book 3050 Page 261, as amended, a distance of 293.76 feet, to a point to be marked by concrete bound found, said point marks the northwesterly corner of a parcel, now or formerly Karl R. & Sharon K. Heston as described in a deed recorded in Book 9957 Page 21, thence;

S 36°32'59" W along said Heston, a distance of 157.32 feet, to a point, said point being located on the northerly sideline of Conz Street, said point marks the southeasterly corner of the parcel herein described, thence;

N 53°01'42" W along said Conz Street, a distance of 19.97 feet, to a point, said point being located at the southeasterly corner of land now or formerly Conz Street Professional Building Condominium Trust as described in master deed recorded in Land Court Book C2 Page 1 as Document No. 6488, said point marks the southwesterly corner of the parcel herein described, thence;

N 36°29'16" E along said Conz Street Professional Building Condominium Trust, a distance of 157.35 feet, to a point, said point being located at the northeasterly corner of said Conz Street Professional Building Condominium Trust, thence;

N 53°30'43" W along said Conz Street Professional Building Condominium Trust, a distance of 20.00 feet to a point, said point witness by an iron pipe found, said pipe being .99 feet from said point, said point being located at the southeasterly corner of land now or formerly Service Properties Inc. as described in a deed recorded in Book 3094 Page 195, thence;

N 36°33'38" E along said Service Properties Inc., and land now or formerly Dimension Realty LLC, as described in a deed recorded in Book 5579 Page 106, a distance of 285.21 feet to a point, said point being located at the northeasterly corner of said Dimension Realty LLC, thence;

N 53°26'23" W along said Dimension Realty LLC, and land now or formerly Service Properties Inc., as described in a deed recorded in Book 3094 Page 195, a distance of 251.62 feet to a point, said point being located at a westerly corner of the parcel herein described, thence;

N 36°33'37" E along said Service Properties Inc., a distance of 40.00 feet to a point, said point being located at a northwesterly corner of the parcel herein described, thence;

S 53°26'14" E along said Service Properties Inc., land now or formerly Dimension Realty LLC, as described in a deed recorded in Book 5579 Page 104, and other land of Service Properties Inc., a distance of 266.25 feet to a point, thence;

S 84°52'26" E along said Service Properties Inc., a distance of 92.85 feet to a point, thence;

S 88°10'05" E along said Service Properties Inc., a distance of 43.52 feet to a point, said point being marked by a concrete bound found, said point being located on the westerly side line of Pleasant Street, thence;

Along Pleasant Street on a curve to the right, with an arc length of 51.22' and a radius of 2470.00, said curve has a chord bearing of S 10°51'46" E and a chord length of 51.22' to the point of beginning.

The above described parcel contains 32,414 square feet more or less, being depicted as Service Center on a plan entitled, "Street Acceptance Plan, Plan of Land in Northampton MA, Hampshire County, prepared for The City of Northampton ", dated 01-29-2014. Prepared by Northeast Survey Consultants.

The basis of bearing being the Massachusetts Coordinate System NAD 83

Being a portion of the premises conveyed in the following deeds recorded in the Hampshire Registry of Deeds: Book 3094, Page 195, Book 5579, Page 104, Book 3094, Page 195, Book 5579, Page 106, Book 9957, Page 21, Book 3235, Page 331, Book 5322, Page 89, Book 10201, Page 242.

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The basis of bearing being the Massachusetts Coordinate System NAD 83

Being a portion of the premises conveyed in Land Court: Book C2, Page 1, Doc # 6488.







CITY OF NORTHAMPTON, MASSACHUSETTS  
DEPARTMENT OF PUBLIC WORKS  
125 Locust Street  
Northampton, MA 01060-2066

413-587-1570  
Fax 413-587-1576

Edward S. Huntley, P.E.  
Director

**REPORT AND RECOMMENDATION OF THE  
BOARD OF PUBLIC WORKS TO THE CITY COUNCIL**

On May 2, 2013 the Northampton City Council referred to the Northampton Board of Public Works and the Northampton Planning Board a petition for the acceptance of **Service Center**.

The Board of Public Works held a public hearing on May 18, 2013 and at its regular meeting on May 22, 2013 voted unanimously to recommend the acceptance of Service Center as a public way.

Respectfully submitted  
The Board of Public Works of the City of Northampton

A handwritten signature in dark ink, appearing to read "Edward S. Huntley", is written over a horizontal line.

Edward S. Huntley, P.E.  
Director of Public Works  
August 13, 2014

cc: Northampton Board of Public Works  
Northampton Planning Board



## PLANNING AND SUSTAINABILITY • CITY OF NORTHAMPTON

planning • conservation • zoning • northampton GIS • historic • community preservation • central business architecture

Carolyn Misch, AICP, Senior Land Use Planner • cmisch@northamptonma.gov • 413-587-1287

### MEMORANDUM

TO: City Council

FROM: Carolyn Misch, AICP

DATE: June 5, 2013

RE: Planning Board Recommendations on Street Acceptances

At its Planning Board meeting on May 9, 2013, the Board voted on the following street acceptance requests.

1. The Board voted to recommend these streets based upon the Board's feeling that these historic streets provide links within the City's network and core that create vehicular and pedestrian connectivity through neighborhoods.

- Tyler Ct
- Prospect Ct.
- Service Center Road (link between Conz and Pleasant only – but not stub that runs east/west to Webbs)
- Sanderson Ave

2. The Board voted to provide no recommendation on the following requests for street acceptance. The Board felt that they could not make a determination relative to planning policy one way or another about the impact of street acceptance and further determined that it is a political decision as to whether the City should accept ownership and maintenance responsibility.

- Paquette
- Carpenter

